



General Assembly

Substitute Bill No. 6401

January Session, 2013



**AN ACT CONCERNING INTERCONNECTED VOICE OVER INTERNET
PROTOCOL SERVICE AND INTERNET PROTOCOL-ENABLED
SERVICE.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2013*) (a) For the purposes of this
2 section:

3 (1) "Interconnected voice over Internet protocol service" means any
4 service that (A) enables real-time, two-way voice communications that
5 originate or terminate from the user's location using Internet protocol
6 or a successor protocol, (B) uses a broadband connection from the
7 user's location, and (C) permits users generally to receive calls that
8 originate on the public-switched telephone network and to terminate
9 calls to the public-switched telephone network; and

10 (2) "Internet protocol-enabled service" means any service, capability,
11 functionality or application provided using Internet protocol or a
12 successor protocol, other than interconnected voice over Internet
13 protocol service, that enables an end user to send or receive a
14 communication in Internet protocol format or a successor format,
15 regardless of whether the communication is voice, data or video.

16 (b) Except as set forth in subsections (c) to (e), inclusive, of this
17 section, and notwithstanding any other provision of the general

18 statutes or any special act, no department, authority, agency,
19 commission or political subdivision of the state shall enact, adopt or
20 enforce, either directly or indirectly, any law, rule, regulation,
21 ordinance, standard, order or other provision having the force or effect
22 of law that regulates, or has the effect of regulating, the entry, rates,
23 terms or conditions of interconnected voice over Internet protocol
24 service or Internet protocol-enabled service.

25 (c) Subsection (b) of this section shall not be construed to affect the
26 authority of the Attorney General to apply and enforce the Connecticut
27 Unfair Trade Practices Act, sections 42-110a to 42-110q, inclusive, of
28 the general statutes, or other consumer protection laws of general
29 applicability.

30 (d) Subsection (b) of this section shall not be construed to (1) affect,
31 mandate or prohibit the assessment of enhanced 9-1-1 fees,
32 telecommunications relay service fees or lifeline service fees on
33 interconnected voice over Internet protocol service or any other voice
34 over Internet protocol service, or (2) affect the authority of the Public
35 Utilities Regulatory Authority pursuant to subsection (a) of section 16-
36 247e or section 16-32e of the general statutes.

37 (e) Subsection (b) of this section shall not be construed to (1) modify
38 or affect (A) the rights, duties, obligations or authority of any entity
39 pursuant to the provisions of 47 USC 251, 47 USC 252, any applicable
40 tariff, or any state law, rule, regulation or order related to wholesale
41 rights, duties and obligations, including the rights, duties, and
42 obligations of local exchange carriers to interconnect and exchange
43 voice traffic, or (B) the enforcement and other power of the Public
44 Utilities Regulatory Authority with respect to subparagraph (A) of this
45 subdivision, (2) modify or affect the power of the Public Utilities
46 Regulatory Authority to implement, carry out and enforce such
47 provisions, tariff, rights, duties or obligations through arbitration
48 proceedings or other available mechanisms and procedures, (3) affect
49 the payment of switched network access rates or other intercarrier
50 compensation rates, as applicable, or (4) modify or affect any duty or

51 obligation with respect to the provision of video or cable service by
52 any entity pursuant to chapter 289 of the general statutes or any other
53 applicable law or regulation.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>July 1, 2013</i>	New section
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ET *Joint Favorable Subst.*